



BORA LASKIN LAW LIBRARY
3 1761 060985231

CONSTITUTIONAL LAW SUPPLEMENTARY MATERIALS

2007/08

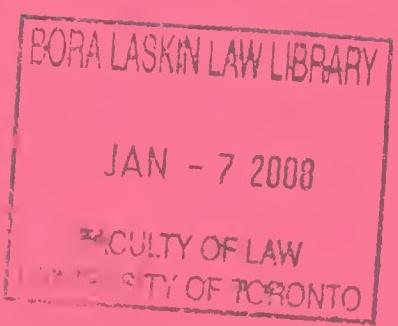
Vol. 2 of 2

Professors Bhuta, Choudhry, Lee, Morgan and Rogerson

FACULTY OF LAW
UNIVERSITY OF TORONTO

Storage

KE
4218.5
.C66
2007
v.2
c.1



**CONSTITUTIONAL LAW
SUPPLEMENTARY MATERIALS**

2007/08

Vol. 2 of 2

Professors Bhuta, Choudhry, Lee, Morgan and Rogerson

**FACULTY OF LAW
UNIVERSITY OF TORONTO**



Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/constitutionalla02unse_1

CONSTITUTIONAL LAW, SUPPLEMENTARY MATERIALS
VOL. 2
TABLE OF CONTENTS

III. CHARTER OF RIGHTS AND FREEDOMS

A. SECTION ONE

| | |
|--|----|
| <i>Newfoundland (Treasury Board) v. N.A.P.E.</i> | 75 |
|--|----|

B. FREEDOM OF RELIGION

1. Defining Freedom of Religion

| | |
|---|----|
| <i>Syndicat Northcrest v. Amselem</i> | 81 |
|---|----|

| | |
|--|----|
| <i>Congrégation des témoins de Jéhovah</i> | 97 |
|--|----|

| | |
|-------------------------------------|-----|
| <i>Rosenberg v. Outremont</i> | 108 |
|-------------------------------------|-----|

2. Religion and Equality

| | |
|---|-----|
| Note: <i>Chamberlain v. Surrey School District No. 36</i> | 117 |
|---|-----|

| | |
|--|-----|
| “B.C. School Board Finds New Grounds to Ban Books on Same-sex Parents” | 120 |
|--|-----|

| | |
|---|-----|
| <i>Reference re Same-Sex Marriage</i> | 121 |
|---|-----|

| | |
|---------------------------------------|-----|
| Note: <i>Civil Marriage Act</i> | 129 |
|---------------------------------------|-----|

| | |
|--------------------------------------|-----|
| <i>Bill 76 (New Brunswick)</i> | 130 |
|--------------------------------------|-----|

| | |
|---------------------------------|-----|
| <i>Bill 208 (Alberta)</i> | 131 |
|---------------------------------|-----|

| | |
|--|-----|
| <i>Goertzen v. Department of Justice, Government of Saskatchewan</i> | 133 |
|--|-----|

C. FREEDOM OF EXPRESSION

1. Commercial Expression

| | |
|--|-----|
| Note: <i>Vann Niagara Ltd. v. Town of Oakville</i> | 140 |
|--|-----|

2. Discriminatory Expression

| | |
|--|-----|
| <i>Kempling v. College of Teachers</i> | 141 |
|--|-----|

3. Elections Financing

| | |
|-------------------------------------|-----|
| Elections Canada Backgrounder | 152 |
|-------------------------------------|-----|

| | |
|-------------------------------|-----|
| <i>Harper v. Canada</i> | 182 |
|-------------------------------|-----|

D. SECTION 7

| | |
|--|-----|
| <i>Gosselin v. Quebec (Attorney General)</i> | 206 |
|--|-----|

| | |
|---|-----|
| Note: <i>Canadian Foundation for Children, Youth and the Law v. Canada (Attorney General)</i> | 214 |
|---|-----|

| | |
|--|-----|
| <i>Chaoulli v. Quebec (Attorney General)</i> | 216 |
|--|-----|

E. SECTION 15

1. The Law Test Step 3: Discrimination

| | |
|--|-----|
| <i>Gosselin v. Quebec (Attorney General)</i> | 236 |
|--|-----|

| | |
|---|-----|
| Note: <i>Canadian Foundation for Children, Youth and the Law v. Canada (Attorney General)</i> | 249 |
| 2. The Law Test Step 2: Choosing the Appropriate Comparator Group | |
| <i>Hodge v. Canada (Minister of Human Resources Development)</i> | 252 |
| 3. The Law Test Step 1: Denial of a “Benefit Provided by Law” | |
| <i>Auton (Guardian ad litem of) v. British Columbia (Attorney General)</i> | 257 |